

BUSINESS REPORT

**MONTANA HOUSE OF REPRESENTATIVES
63rd LEGISLATURE - REGULAR SESSION**

HOUSE JUDICIARY COMMITTEE

Date: Friday, January 25, 2013
Place: Capitol

Time: 8:00 AM
Room: 137

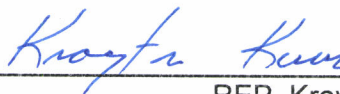
BILLS and RESOLUTIONS HEARD:

HB 260 - Revise civil contempt fine laws - Tom Berry
HB 276 - Generally revise DUI laws - Champ Edmunds

EXECUTIVE ACTION TAKEN:

HB 43	Tabled
HB 68	Do pass as amended
HB 69	Tabled
HB 165	Tabled
HB 201	Tabled
HB 237	Tabled

Comments:



REP. Krayton Kerns, Chair

HOUSE OF REPRESENTATIVES
Roll Call
JUDICIARY COMMITTEE

DATE: 1/25/2013

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/ EXCUSED</u>
REP. JERRY BENNETT, VICE CHAIR	X	
REP. MARGIE MACDONALD, VICE CHAIR	X	
REP. ALAN DOANE	X	
REP. CAROLYN PEASE-LOPEZ	X	
REP. KEITH REGIER	X	
REP. VIRGINIA COURT	X	
REP. CLAYTON FISCUS		exc
REP. BRIDGET SMITH	X	
REP. DENNIS LENZ	X	
REP. JENNY ECK	X	
REP. KIRK WAGONER	X	
REP. SARAH LASZLOFFY	X	
REP. WENDY WARBURTON		exc
REP. ELLIE BOLDMAN HILL	X	
REP. JERRY O'NEIL	X	
REP. JENIFER GURSKY	X	
REP. DAVID HALVORSON	X	
REP. RYAN LYNCH		exc
SPEAKER MARK BLASDEL		exc
REP. KRAYTON KERNS, CHAIR	X	



HOUSE STANDING COMMITTEE REPORT

January 25, 2013

Page 1 of 2

Mr. Speaker:

We, your committee on **Judiciary** recommend that **House Bill 68** (first reading copy -- white) do **pass as amended**.

Signed: Krayton Kerns
Representative Krayton Kerns, Chair

And, that such amendments read:

1. Title, page 1, line 6.

Strike: "PAROLED"

Insert: "RELEASED"

2. Title, page 1, line 7.

Strike: "PROVIDING AN APPROPRIATION;"

3. Page 1, line 12.

Strike: "while on parole"

4. Page 1, line 16.

Strike: "informational"

5. Page 1, line 17.

Strike: "parole"

Insert: "release"

6. Page 1, line 18.

Following: "participate in"

Insert: "reentry and"

7. Page 1, line 25.

Following: "offenders"

Strike: "being paroled"

Insert: "within 12 months of release"

Committee Vote:

Yes 12, No 8

Fiscal Note Required ☐

HB0068001SC.hjk

1-25-13 DC
12:20

8. Page 2, line 13.

Strike: "and"

9. Page 2, line 14.

Following: "legislator"

Strike: "."

Insert: "; and

(g) a representative of a mental health organization."

10. Page 2, line 16.

Following: "Task force members"

Strike: remainder of line 16

Insert: "serving in their capacity as government employees are not entitled to additional compensation but are entitled to reimbursement for travel expenses incurred while engaged in task force activities as provided for in 2-18-501. Task force members who are not employed by the state are not entitled to compensation or travel expenses."

11. Page 2, line 17.

Insert: "(5) Before July 1 of each even-numbered year, the task force shall report to the law and justice interim committee regarding the development, implementation, and effectiveness of reentry programs."

12. Page 2, line 23.

Strike: "aftercare services for inmates released on parole"

Insert: "services to released inmates in areas such as mental health, chemical dependency, employment, housing, health care, faith-based services, parenting, relationship services, and victim impact panels"

13. Page 2, line 30 through page 3, line 1.

Strike: section 4 in its entirety

Renumber: subsequent sections

- END -

BILL TABLED NOTICE

HOUSE JUDICIARY COMMITTEE

The HOUSE JUDICIARY COMMITTEE TABLED

HB 43 - Create jail suicide prevention program in DPHHS - Steve Lavin

HB 69 - Create jail suicide prevention program in board of crime control - Margaret
(Margie) MacDonald

HB 165 - Revise laws related to speed upon approaching emergency or police vehicles -
Amanda Curtis


HB 201 - Revise personal property execution of judgment exemption - Jennifer Eck

HB 237 - Address homeless prevention for people under Dept. of Corrections
supervision - Ellie Boldman Hill

by motion, on Friday, January 25, 2013.



(For the Committee)



(For the Chief Clerk of the House)

12:20 / 1-25-13
(Time) (Date)

January 25, 2013 (10:45am)

Karen Armstrong, Secretary

Phone: 1862

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 1/25/2013 BILL NO. 43 MOTION NO. amendment HB 004301.akt
MOTION: _____

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR	X		
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE	X		
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER	X		
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS	X		pr
REP. BRIDGET SMITH	X		
REP. DENNIS LENZ	X		
REP. JENNY ECK	X		
REP. KIRK WAGONER	X		
REP. SARAH LASZLOFFY	X		
REP. WENDY WARBURTON	X		pr
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL	X		
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON	X		
REP. RYAN LYNCH	X		
SPEAKER MARK BLASDEL	X		pr
REP. KRAYTON KERNS, CHAIR	X		

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 1/25/2013 BILL NO. 43 • MOTION NO. _____
 MOTION: do pass as amended

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR		X	
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE		X	
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER		X	
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS		X	pr
REP. BRIDGET SMITH	X		
REP. DENNIS LENZ		X	
REP. JENNY ECK	X		
REP. KIRK WAGONER		X	
REP. SARAH LASZLOFFY		X	
REP. WENDY WARBURTON		X	pr
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL		X	
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON	X		
REP. RYAN LYNCH	X		
SPEAKER MARK BLASDEL		X	pr
REP. KRAYTON KERNS, CHAIR		X	

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HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 1/25/2013 BILL NO 68 MOTION NO. _____
 MOTION: _____

amendment HB0068 03, aht

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR	X		
REP. MARGIE MACDONALD, VICE CHAIR		X	
REP. ALAN DOANE	X		
REP. CAROLYN PEASE-LOPEZ		X	
REP. KEITH REGIER	X		
REP. VIRGINIA COURT		X	
REP. CLAYTON FISCUS	X		pr
REP. BRIDGET SMITH		X	
REP. DENNIS LENZ	X		
REP. JENNY ECK		X	
REP. KIRK WAGONER	X		
REP. SARAH LASZLOFFY	X		
REP. WENDY WARBURTON	X		pr
REP. ELLIE BOLDMAN HILL		X	
REP. JERRY O'NEIL	X		
REP. JENIFER GURSKY		X	
REP. DAVID HALVORSON		X	
REP. RYAN LYNCH		X	
SPEAKER MARK BLASDEL	X		pr
REP. KRAYTON KERNS, CHAIR	X		

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HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 1/25/2013 BILL NO. 68 MOTION NO. _____
 MOTION: do pass as amended

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR		X	
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE		X	
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER	X		
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS		X	pr
REP. BRIDGET SMITH	X		
REP. DENNIS LENZ		X	
REP. JENNY ECK	X		
REP. KIRK WAGONER		X	
REP. SARAH LASZLOFFY	X		
REP. WENDY WARBURTON		X	pr
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL	X		
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON	X		
REP. RYAN LYNCH	X		
SPEAKER MARK BLASDEL		X	pr
REP. KRAYTON KERNS, CHAIR		X	

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HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 1/25/2013 BILL NO. 145 MOTION NO. _____
 MOTION: do pass

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR		X	
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE		X	
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER		X	
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS		X	pr
REP. BRIDGET SMITH	X		
REP. DENNIS LENZ		X	
REP. JENNY ECK		X	
REP. KIRK WAGONER		X	
REP. SARAH LASZLOFFY		X	
REP. WENDY WARBURTON		X	pr
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL		X	
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON	X		
REP. RYAN LYNCH	X		
SPEAKER MARK BLASDEL		X	pr
REP. KRAYTON KERNS, CHAIR		X	

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HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 1/25/2013 BILL NO. 201 MOTION NO. _____
 MOTION: do pass as amended

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR		X	
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE		X	
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER		X	
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS		X	pr
REP. BRIDGET SMITH	X		
REP. DENNIS LENZ	X		
REP. JENNY ECK	X		
REP. KIRK WAGONER		X	
REP. SARAH LASZLOFFY		X	
REP. WENDY WARBURTON		X	pr
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL		X	
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON		X	
REP. RYAN LYNCH	X		
SPEAKER MARK BLASDEL		X	pr
REP. KRAYTON KERNS, CHAIR		X	

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HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 1/25/2013 BILL NO. 231 MOTION NO. _____
 MOTION: do pass amended

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR		X	
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE		X	
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER		X	
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS		X	pr
REP. BRIDGET SMITH	X		
REP. DENNIS LENZ		X	
REP. JENNY ECK	X		
REP. KIRK WAGONER		X	
REP. SARAH LASZLOFFY		X	
REP. WENDY Warburton		X	pr
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL	X		
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON		X	
REP. RYAN LYNCH	X		
SPEAKER MARK BLASDEL		X	pr
REP. KRAYTON KERNS, CHAIR		X	

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AUTHORIZED COMMITTEE PROXY

I request to be excused from the Judiciary

Committee because of other commitments. I desire to leave my proxy vote with:

Jerry Bennett

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
HB 69 <i>table</i>	X	
HB 201		X
AmD HB 020103.Aht	X	
HB 237		X
AmD HB 023701.Aht	X	
HB 165		X
HB 68		X
AmD HB 006802.Aht	X	
AmD HB 006803.Aht	X	
HB 43		X
AmD HB 004301.Aht	X	

BILL/AMENDMENT	AYE	NO

Rep. Clayton Lewis
(Signature)

Date 1/25/13

AUTHORIZED COMMITTEE PROXY

I request to be excused from the

Judiciary

Committee because of other commitments. I desire to leave my proxy vote with:

Jimmy Bennett

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT

AYE

NO

BILL/AMENDMENT

AYE

NO

	HB 204		
	HB 69 Table	X	
	HB 201		X
AMD	HB 20103. Aht	X	
	HB 237		X
AMD	HB 23701. Aht	X	
	HB 165		X
	HB 68		X
AMD	HB 006802. Aht	X	
AMD	HB 006803. Aht	X	
	HB 43		X
AMD	HB 004301. Aht	X	

Rep.

Wendy Wadsworth
(Signature)

Date

1/25/13

AUTHORIZED COMMITTEE PROXY

I request to be excused from the

Judiciary

Committee because of other commitments. I desire to leave my proxy vote with:

Jimmy Bennett

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT

AYE NO

BILL/AMENDMENT

AYE NO

	HB 69 Trade	X	
	HB 201		X
AMD	HB 020103. Aht	X	
	HB 237		X
AMD	HB 023701. Aht	X	
	HB 143		X
	HB 68		X
AMD	HB 006802. Aht	X	
AMD	HB 006803. Aht	X	
	HB 43		X
AMD	HB 004301. Aht	X	

Rep.

Mark

(Signature)

Date

1/25/13

AUTHORIZED COMMITTEE PROXY

I request to be excused from the Judiciary

Committee because of other commitments. I desire to leave my proxy vote with:

Jerry Bennett

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO	BILL/AMENDMENT	AYE	NO
HB 69 Table	X				
HB 201					
Amo HB 020103, Aht					
HB 237					
Amo HB 023701, Aht					
HB 145					
HB 68					
Amo HB 006802, Aht					
Amo HB 006803, Aht					
HB 43					
Amo HB 004301, Aht					

Rep. Kirk Regier (Signature) Date 1/25/13

MONTANA House of Representatives
Visitors Register
HOUSE JUDICIARY COMMITTEE

Friday, January 25, 2013

HB 276 - Generally revise DUI laws

Sponsor: Representative Champ Edmunds

PLEASE PRINT

Name	Representing	Support	Oppose	Info
Niki Zupanic	ACLU of Montana		✓	
DAVE Ponte		✓		
MARK MURPHY				X
ERIC BROSTEN			✓	

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA House of Representatives
Visitors Register
HOUSE JUDICIARY COMMITTEE

Friday, January 25, 2013

HB 260 - Revise civil contempt fine laws

Sponsor: Representative Tom Berry

PLEASE PRINT

[illegible]

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.